

ASSIGNED

No. 44178

AMENDED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 22 1981
 Returned to applicant for correction SEP 21 1981
 Corrected application filed OCT 14 1981
 Map filed OCT 14 1981 under 44078

The applicant Noranda Exploration, Inc.
 P. O. Box 7176, of Reno,
 Street and No. or P.O. Box No. City or Town
Nevada 89502
 State and Zip Code No.
 hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated on August 24, 1973
in Delaware. Qualified to do business in Nevada on December 26, 1973.

1. The source of the proposed appropriation is Allen Spring
Name of stream, lake or other source.
2. The amount of water applied for is 0.5 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet _____ acre-feet
3. The water to be used for Mining, Milling, and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated) _____
 - (b) Stockwater (state number and kinds of animals to be watered) _____
 - (c) Other use (describe fully under "No. 12. Remarks") Mining, Milling, and Domestic
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____
5. The water is to be diverted from its source at the following point: within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13,
T37N, R22E, MDM, or at a point from which the SW corner of said section 13 bears
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
S 23°16' W, a distance of 1,684 feet.
it should be stated.
6. Place of use within a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27 and a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$
Describe by legal subdivision, if on unsurveyed land it should be so stated.
of Section 28, a portion of the E $\frac{1}{2}$ Section 33, a portion of Sections 34 & 35, all
in T38N, R22E, MDM; a portion of the NE $\frac{1}{4}$ Section 4, all N $\frac{1}{2}$ and SE $\frac{1}{4}$ and a portion of
the SW $\frac{1}{4}$ Section 3, portion Section 2, portion W $\frac{1}{2}$ and all E $\frac{1}{2}$ section 10, portion
Section 11, portion NW $\frac{1}{4}$ and all NE $\frac{1}{4}$ section 15, portion N $\frac{1}{2}$ section 14, all in
T37N, R22E, MDM.
7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Improve flow of spring, collection works,
distribution system and storage tanks.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... at least \$1,000.00
10. Estimated time required to construct works..... Three years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use..... Six years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumption not to exceed 300 acre feet per year. Free access to stock-water troughs provide water for wildlife. To be coomingled with water from other applications to be filed by the applicant for mining, milling, and domestic purposes.

By s/Ross E. de Lipkau
Signature, applicant or agent

Compared bc/bl dcb/hr NORANDA EXPLORATION INC., P.O. Box 7176, 65 N. Edison Way, Reno, Nevada 89510

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.5 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The total combined duty of water under this permit and Permit 44078 shall not exceed 300 acre-feet annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 300 acre-feet annually.

- Actual construction work shall begin on or before..... N/A
- Proof of commencement of work shall be filed before..... N/A
- Work must be prosecuted with reasonable diligence and be completed on or before..... May 3, 1985
- Proof of completion of work shall be filed before..... June 3, 1985
- Application of water to beneficial use shall be made on or before..... May 3, 1988
- Proof of the application of water to beneficial use shall be filed on or before..... June 3, 1988
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS
Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 3rd day of MAY
Cultural map filed.....
Certificate No. 171988 Issued BECAUSE OF FAILURE A.D. 1984
of Certificate No. 171988 COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER [Signature] State Engineer